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19 SEP 2006

HARRIET M. STRIMPEL
NEW ENGLAND BIOLABS, INC.
240 COUNTY ROAD
IPSWICH MA 01938-2723

In re Application of: : DECISION ON PETITION
GUAN, Chudi, et al. :
U.S. Application No.: 10/585,964 :
PCT No.: PCT/US2004/039288 :
International Filing Date: 22 November 2004 :
Priority Date: 21 November 2003 :
Atty Docket No.: NEB-236-PUS :
For: MODIFIED DNA CLEAVING :
ENZYMES AND METHODS FOR :
USE :
:

The petition for revival under 37 CFR 1.137(b) filed 13 July 2006 in the above-captioned application is hereby **GRANTED** as follows:

Applicants' statement that "the entire delay in filing the required documents from the due date until the filing of this petition was unintentional" satisfies the requirements of 37 CFR 1.137(b)(3).

Applicants have now submitted the small entity basic national fee, and the requirements of 37 CFR 1.137(b) have been satisfied. Therefore, the request to revive the application is granted as to the national stage in the United States of America.

It is noted that the petition was accompanied by an executed declaration in compliance with 37 CFR 1.497. Deposit Account No. 14-0740 will be charged the \$65 small entity surcharge for filing the declaration later than thirty months after the priority date.

This application is being referred to the National Stage Processing Division of the Office of PCT Operations for further processing in accordance with this decision. The date under 35 U.S.C. 371(c)(1), (c)(2), and (c)(4) is 13 July 2006.

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Richard M. Ross
Attorney Advisor
Office of PCT Legal Administration
Telephone: (571) 272-3296
Facsimile: (571) 273-0459

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